

REMARKS

The Office Action dated November 9, 2005 has been received and carefully noted. The above amendments to the claims and the following remarks are submitted as a full and complete response to the Office Action.

The Office Action stated that the references submitted in the October 23, 2001 IDS were not considered because a PTO 1449 was not submitted. Applicants respectfully submit that the IDS and PTO 1449 were properly and timely submitted and the references contained therein were previously acknowledged and considered. Applicants are attaching a copy of the IDS, initialed PTO form 1449 which accompanied the Office Action dated June 2, 2004, and a copy of the stamped receipt for the October 23, 2001 IDS. Thus, Applicants submit that the IDS and PTO 1449 were properly and timely submitted and acknowledged by the Examiner. Accordingly, the references cited on the October 23, 2001 IDS should be made of record because they have already been considered.

Claims 8, 12 and 13, are amended, claims 1-4, 7, 10, 11 and 14 are cancelled without prejudice, and new claims 16 and 17 are added. Entry of the amendments is respectfully requested because the amendments place the application in condition for allowance, do not contain new matter, do not raise new issues that require further search or consideration and do not add additional claims without canceling at least the same number of finally rejected claims.

Applicants gratefully acknowledge the indication that claims 11 and 12 would be allowable if rewritten into independent form including the intervening base claims. Accordingly, claim 8 is amended into independent form incorporating the subject matter of cancelled claims 10 and 11. Accordingly, claims 8 and 9 are allowable. Similarly, claim 13 is amended to incorporate the subject matter of amended claim 8 and is therefore allowable. New claims 16 and 17 depend from claim 13 and are allowable at least for the same reasons as claim 13. Claims 8, 9, 12, 13, 16 and 17 are respectfully submitted for consideration.

The Office Action rejected claims 1-4, 7-10, 13 and 14 under 35 U.S.C. 102(e) as being anticipated by US Patent No. 6,829,232 to Takeda et al. (Takeda). Applicants respectfully submit that Takeda fails to disclose or suggest all of the features recited in the above claims. Applicants submit that the rejection of claims 1-4, 7, 10 and 14 are moot in light of the cancellation of these claims.

Regarding claim 8, as discussed above claim 8 is amended into independent form to include all of the features of claim 10 and claim 11, which was indicated in the Office Action as containing allowable subject matter. Applicants respectfully submit that because claims 8 and 10 were intervening claims to claim 11, claim 8 is now allowable.

Regarding claim 13, as discussed above, claim 13 is amended to incorporate the subject matter of claim 8 as amended, which includes the subject matter of allowable claim 11. Accordingly, Applicants respectfully submit that claim 13 is allowable.

Applicants further submit that because claim 9 depends from claim 8, these claims are allowable at least for the same reasons as claim 8.

Based at least on the above, Applicants respectfully request withdrawal of the rejection of these claims under 35 U.S.C. 102(e).

The Office Action objected to claims 11 and 12 as being dependent from a rejected base claim, but would be allowable if rewritten into independent form. As discussed above, claim 8 is rewritten to incorporate the allowable subject matter of now cancelled claim 11. Further, claim 12 is amended to depend from claim 8 and is therefore allowable. Accordingly, withdrawal of the objection to claim 12 is respectfully requested.

Applicants respectfully submit that new dependent claims 16 and 17 are allowable at least for the same reasons as claim 13 from which claims 16 and 17 depend.

Based at least on the above, Applicants respectfully request that each of claims 8, 9, 12, 13, 16 and 17 be allowed and this application passed to issue.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the applicant's undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

In the event this paper is not being timely filed, the applicant respectfully petitions for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,



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Enclosures: Copy of initialed PTO Form 1449 filed with IDS on October 23, 2001
Copy of Postcard Receipt from USPTO dated October 23, 2001

#5

INFORMATION DISCLOSURE STATEMENT
PTO Form 1449

Docket Number
975.371-US-W1

Serial Number
To be assigned 10/002,242

Applicant(s)

Vesterinen

Filing Date
10/23/01

Group Art Unit
To be assigned

H1011 U.S. PTO
10/002242
10/23/01

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

OTHER DOCUMENTS

[illegible]

Examiner:

Date Considered:

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Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office

Express Mail Number: EL733009797US
Date of Deposit: 10/23/01

This is a request for filing a continuation application under 37 C.F.R. §1.53(b) of prior pending international application
PCT/EP99/03352

Applicant: Vesterinen
Title: IP Telephony Gateway
Serial Number: To be assigned
Filing Date: 10/23/01
Docket Number: 975/371-US-W1

- ☒ Request for Continuation Application of international application
- ☒ Patent application including 13 pages of specification, 4 pages of claims, 4 drawings and 1 page of abstract
- ☒ Preliminary Amendment
- ☒ Information Disclosure Statement, Form 1449, copies of 4 referenced.
- ☒ Unsigned Declaration
- ☒ Check in the amount of 740.00 for the filing fee
- ☒ Return postcard

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